

**MINUTES**  
**WV RACING COMMISSION**  
**Tuesday, September 9, 2014**  
**WV Racing Commission Buch Conference Room**

The WV Racing Commission met on September 9, 2014 to conduct business and consider administrative matters. Roll call was taken and present was Chairman Jack Rossi. Commissioner Bill Phillips and Commissioner Greg McDermott were present via conference call. Counsel was represented by Kelli Talbott.

**Hearing examiners decision regarding Doug Shanyfelt**

Kelli Talbott stated this is an ejection appeal hearing. Mr. Shanyfelt was ejected Charles Town racetrack approximately a year and a half ago. He was ejected around the same time the stewards suspended his license at Charles Town and he took a year's suspension of his permit. At the conclusion of his permit suspension he asked to re-enter Charles Town racetrack as well as Mountaineer racetrack, and they declined to let him on the racetrack so he filed ejection appeals on both tracks ejections. The reason Mr. Shanyfelt was both suspended by the stewards and ejected from Charles Town and Mountaineer involved his participation in a program trainer scheme. He had an active trainers license and was allowing Scooter Davis, who was a suspended permit holder, to have care, custody and control of horses that he was the trainer of record of and were running at Charles Town. He took a severe penalty from the stewards at a year's suspension and has now spent about a year and a half ejected off the track as well. The recommended decision was essentially that yes Mr. Shanyfelt had committed wrongdoing justifying his ejection, but at this point having been off the track for almost a year and a half, it is his recommendation Mr. Shanyfelt be allowed to re-enter at both Charles Town and Mountaineer at this point. Motion was made by Mr. McDermott to adopt the recommendation of the hearing examiner, seconded by Mr. Phillips. Motion passed.

**Charles Town request to cancel seven racing days on Tuesdays in November and December**

John Myers stated by statute we are required to give notice to the interested parties that this request has been made, which includes the track, the HBPA and the pari-mutuel clerk representative at the track. We then have 10 days to wait to see if any objections are received back from those parties and at that time, the Commission can take action. This item is to gain approval by the Commissioners to begin the process of notification from this office out to the interested parties. Motion was made by Mr. Phillips to begin the process, seconded by Mr. McDermott. Motion passed.

**Public Comments**

There were no public comments.

**Next meeting – tentatively September 16, 2014**

Next meeting is September 16, 2014 at 10:00 AM.

**Adjournment**

Motion was made by Mr. McDermott to adjourn, seconded by Mr. Phillips. Meeting adjourned.